



PTO/SB/21

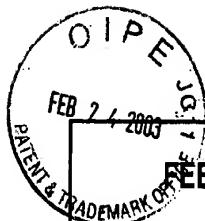
2817

<b>TRANSMITTAL FORM</b> (to be used for all correspondence after initial filing)	Application Number	09/828,431
	Filing Date	April 9, 2001
	First Named Inventor	CM03351J
	Group Art Unit	2817
	Examiner Name	SUMMONS, Barbara
Total Number of Pages in this Submission	Attorney Docket Number	CM03351J

ENCLOSURES		(check all that apply)
<input checked="" type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Assignment Papers (for an Application)	<input type="checkbox"/> After Allowance Communication to Group
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment/Reply	<input type="checkbox"/> Licensing-Related papers	<input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/Declaration(s)	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Status Letter with appropriate copies
<input type="checkbox"/> Extension of time Request	<input type="checkbox"/> Power of Attorney, Revocation, Change of Correspondence Address	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below)
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Terminal Disclaimer	<input checked="" type="checkbox"/> Response to Restriction Requirement
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Request for Refund	<input type="checkbox"/>
<input type="checkbox"/> Certified Copy of Priority Documents	<input type="checkbox"/> CD, Number of CDs	<input type="checkbox"/>
<input type="checkbox"/> Response to Missing Parts/Incomplete Application	Remarks	
<input type="checkbox"/> Response to Missing Parts Under 37 CFR 1.52 or 1.53		

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<b>SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT</b>			
Firm or Individual	Barbara R. Dautre	Registration No.	39,505
Signature			
Date	February 18, 2003		
<b>CERTIFICATE OF MAILING</b>			
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage thereon, as first-class mail, in an envelope addressed to: Commissioner for Patents, Washington, DC 20231 on the date listed below:			
Typed or printed name	Jerilyn S. Saccocio		
Signature		Date	February 18, 2003



<b>FEE TRANSMITTAL</b> for FY 2003 Patent fees are subject to annual revision		<b>Complete if Known</b>	
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27		Application No.	09/828,431
		Filing Date	April 9, 2001
		First Named Inventor	CM03351J
		Examiner Name	SUMMONS, Barbara
		Group Art Unit	2817
TOTAL AMOUNT OF PAYMENT (\$)		Attorney Docket No.	CM03351J

<b>METHOD OF PAYMENT (check all that apply)</b>	
<input type="checkbox"/> Check <input type="checkbox"/> Credit card <input type="checkbox"/> Money Order <input type="checkbox"/> Other <input type="checkbox"/> None	
<input checked="" type="checkbox"/> Deposit Account	
Deposit Account Number	50-2117
Deposit Account Name	Motorola, Inc.
The Commissioner is hereby authorized to: (check all that apply)	
<input checked="" type="checkbox"/> Charge fee(s) indicated below <input checked="" type="checkbox"/> Credit any overpayment	
<input type="checkbox"/> Charge any additional fee(s) during the pendency of this application	
<input type="checkbox"/> Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.	

FEE CALCULATION					
1. BASIC FILING FEE					
Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1001	750	2001	370	Utility filing fee	
1006	750	2006	370	Utility filing fee CPA	
1002	330	2002	165	Design filing fee	
1007	330	2007	165	Design filing fee CPA	
1003	510	2003	255	Plant filing fee	
1004	750	2004	370	Reissue filing fee	
1005	160	2005	80	Provisional filing fee	
SUBTOTAL (1)					(\$)

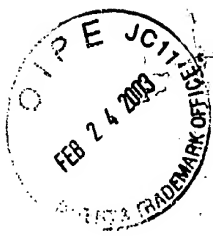
2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE					
Total Claims		Extra Claims	Fee from below	Fee Paid	
Independent		-20*	x 18	=	
Claims		-3*	x 84	=	
Multiple Dependent			280		
Large Entity		Small Entity		Fee Description	
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1202	18	2202	9	Claims in excess of 20	
1201	84	2201	42	Independent claims in excess of 3	
1203	280	2203	140	Multiple dependent claim, if not paid	
1204	84	2204	42	**Reissue independent claims over original patent	
1205	18	2205	9	**Reissue claims in excess of 20 and over original patent	
SUBTOTAL (2)					(\$)

3. ADDITIONAL FEES					
Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1051	130	2051	65	Surcharge - late filing fee or oath	
1052	50	2052	25	Surcharge - late Provisional filing	
1053	130	1053	130	Non-English specification	
1812	2520	1812	2520	For filing a request for ex parte Reexamination	
1804	920*	1804	920*	Requesting publication of SIR prior to Examiner action	
1805	1840*	1805	1840*	Requesting publication of SIR after Examiner action	
1251	110	2251	55	Extension for reply within 1st month	110
1252	410	2252	200	Extension for reply within 2nd month	
1253	930	2253	460	Extension for reply within 3rd month	
1254	1450	2254	720	Extension for reply within 4th month	
1255	1970	2255	980	Extension for reply within 5th month	
1401	320	2401	160	Notice of Appeal	
1402	320	2402	160	Filing a brief in support of an appeal	
1504		1504		Publication fee for early, voluntary, or normal publication	
1403	280	2403	140	Request for oral hearing	
1505	300	1505	300	Publication fee for republication	
1451	1510	1451	1510	Petition to institute a public use proceeding	
1452	110	2452	55	Petition to revive - unavoidable	
1453	1300	2453	640	Petition to revive - unintentional	
1501	1300	2501	640	Utility issue fee (or reissue)	
1502	470	2502	230	Design issue fee	
1503	630	2503	310	Plant issue fee	
1460	130	1460	50	Petitions to the Commissioner	
1808	130	1808	130	Processing fee CFR 1.17(i)	
1807	50	1807	50	Processing fee for provisional appts.	
1806	180	1806	180	Submission of IDS	
8021	40	8021	40	Recording each patent assignment per property (times # of properties)	
1809	750	2809	370	Filing a submission after final rejection (37 CFR § 1.129(a))	
1810	750	2810	370	For each additional invention to be examined (37 CFR § 1.129(b))	
1801	750	2801	370	Request for Continued Examination (RCE)	
1802	900	1802	900	Request for expedited examination of a design application	
1814	110	2814	55	Statutory Disclaimer	
Other fee (specify)					
SUBTOTAL (3)					\$ 110

\*or number previously paid, if greater. For Reissues, see above

\*Reduced by Basic Filing Fee Pd

<b>SUBMITTED BY</b>		<b>Complete (if applicable)</b>	
Name (Print)	Barbara R. Dautre	Registration No. (Attorney/Agent)	39,505
Signature		Telephone:	(954) 723-6449
		Date	February 18, 2003



DOCKET NO.: CM03351J

#3/8 Section  
Brown  
3/6/03

UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT(S) CM03351J GROUP ART UNIT: 2817  
APPLN. NO.: 09/828,431 EXAMINER: SUMMONS, Barbara  
FILED: April 9, 2001  
TITLE: MEMS RESONATORS AND METHODS FOR MANUFACTURING MEMS  
RESONATORS

February 18, 2003

Certificate of Mailing

Date of deposit: February 18, 2003

I hereby certify that this paper is being deposited with the United States Postal Service on the date indicated above, as first-class mail, with sufficient postage attached thereto, in an envelope addressed to the Assistant Commissioner for Patents, Washington, D.C.

Signature of Person Mailing Paper

Jerilyn S. Saccoccio  
Printed Name of Person Mailing Paper

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FEB 28 2003  
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RESPONSE TO RESTRICTION REQUIREMENT

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

This paper is in response to the restriction requirement in the Office Action mailed November 27, 2002

REMARKS

In response to the restriction requirement, Applicant provisionally elects Group II (15-39 and 49-56), without traverse, if applicable. An extension of time to respond to the restriction is enclosed.

Reconsideration of this application is respectfully requested.

Respectfully submitted,

SEND CORRESPONDENCE TO:

CUSTOMER NUMBER: 24273

Motorola, Inc.  
Intellectual Property Section  
Law Department

By:

Barbara R. Dautre  
Attorney of Record  
Reg. No.: 39,505  
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Email: barbara.dautre@motorola.com